IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL (LODG) NO. 569 OF 2006
IN
NOTICE OF MOTION NO. 1216 OF 2006
IN
SUIT NO. 960 OF 2006

1. Dr. Shailaja Arvind Dabholkar & Anr.] .. Appellants
(Ori.Plaintiffs)

Versus

1. Bhagirathi C. Kale & 2 ors.] .. Respondents

Ms. Brenda D'Souza i/b M/s. M.P. Vashi & Associates for the appellants.

Mr. O.P. Pandey for the respondents.

CORAM: R.M. LODHA &
S.A. BOBDE, JJ.

DATED: 29TH AUGUST, 2006

P.C. :

. The parties are mother, son and daughters. By the impugned order, pending hearing of the Notice of Motion, the Motion Judge has granted an order of injunction in terms of prayer clause (b), except the bracketed portion.

2. The plaintiffs have come up in Appeal praying that the Court Receiver be appointed. We are not persuaded to interfere in the impugned order. As

regards whether Court Receiver needs to be appointed or not the Motion Judge shall consider the said aspect while hearing the Notice of Motion.

3. Appeal is dismissed in limine.

4. All contentions of the parties are kept open to be agitated at the time of hearing of the Notice of Motion. Presently, the order of injunction protects rights of the parties. We request the learned Motion Judge to hear and decide the Notice of Motion expeditiously.

Sd/-
[R.M. LODHA, J.]

Sd/-
[S.A. BOBDE, J.]